

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

DAVID W. AIKEN, JR. AND MARILYN M. AIKEN

PLAINTIFFS

V.

CIVIL ACTION NO. 1:06cv741-LTS-RHW

RIMKUS CONSULTING GROUP, INC.;
GARY L. BELL, INDIVIDUALLY;
JAMES W. JORDAN, INDIVIDUALLY; AND
USAA CASUALTY INSURANCE COMPANY

DEFENDANTS

ORDER

In accordance with a Memorandum Opinion filed contemporaneously herewith, **IT IS ORDERED:**

Defendant Gary L. Bell's [5] Motion to Dismiss for Lack of Jurisdiction under Fed. R. Civ. P. 12(b)(2) is **GRANTED**, and he is hereby **DISMISSED** from this cause of action;

Defendant James W. Jordan's [6] Motion to Dismiss for Lack of Jurisdiction under Fed. R. Civ. P. 12(b)(2) is **DENIED**;

To the extent Defendant James W. Jordan's [6] Motion to Dismiss for Lack of Jurisdiction is treated as a Motion for Summary Judgment under Fed. R. Civ. P. 56, it is **DENIED**;

Although not addressed in the Memorandum Opinion, Plaintiffs' [39] Motion to Permit the Filing of Defendant James W. Jordan's Deposition (and exhibits thereto) is **GRANTED**, but no additional filing is required or necessary because the deposition, with exhibits, is attached to the motion and , therefore, is already a part of the record.

SO ORDERED this the 13th day of December, 2006.

s/ L. T. Senter, Jr.
L. T. Senter, Jr.
Senior Judge